

BORIS FELDMAN, State Bar No. 128838  
Email: boris.feldman@wsgr.com  
ELIZABETH C. PETERSON, State Bar No. 194561  
Email: epeterson@wsgr.com  
CHERYL FOUNG, State Bar No. 108868  
Email: cfoung@wsgr.com  
DIANE M. WALTERS, State Bar No. 148136  
Email: dwalters@wsgr.com  
BRYSON S. SANTAGUIDA, State Bar No. 255173  
Email: bsantaguida@wsgr.com  
WILSON SONSINI GOODRICH & ROSATI  
Professional Corporation  
650 Page Mill Road  
Palo Alto, CA 94304-1050  
Telephone: (650) 493-9300  
Facsimile: (650) 565-5100

*Attorneys for Defendants and Nominal Defendant  
Google Inc.*

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

In re GOOGLE INC. SHAREHOLDER  
DERIVATIVE LITIGATION

This Document Relates To:

ALL ACTIONS

) Master File No. CV-11-04248-PJH  
)  
) **STIPULATION AND [PROPOSED]**  
) **ORDER REGARDING ADR**  
) **CERTIFICATION AND**  
) **SELECTION PROCESS**

) DATE: N/A  
) TIME: N/A  
) JUDGE: Hon. Phyllis J. Hamilton  
)  
)  
)

1 Pursuant to Civil L.R. 16-8 and ADR L.R. 3-5, counsel report that they have met and  
2 conferred regarding ADR and have reached the following stipulation:

3 On August 29, 2011, three shareholder derivative actions were filed purportedly on  
4 behalf of Google Inc. ("Google"). The parties subsequently filed a Stipulation and [Proposed]  
5 Order Consolidating Actions and Appointing Lead Counsel, which was entered by the Court on  
6 September 19, 2011 ("September 19, 2011 Order"). Pursuant to the schedule set in the  
7 September 19, 2011 Order, plaintiffs' Consolidated Amended Complaint is due to be filed on  
8 October 24, 2011. Defendants intend to file motions to dismiss asserting, among other things,  
9 that plaintiffs lack standing to pursue this action. In light of the current procedural posture, the  
10 parties respectfully believe that the ADR certification and selection process is premature at this  
11 time, particularly given that the operative complaint has not yet been filed and the exact  
12 identities of the parties is not yet known. The parties agree that private mediation at some point  
13 during the course of this litigation may be appropriate if the Court finds that plaintiffs have  
14 standing and that the yet to be filed operative complaint states a claim.

15  
16 Dated: October 18, 2011

Respectfully submitted,

17 WILSON SONSINI GOODRICH & ROSATI  
18 Professional Corporation  
19 650 Page Mill Road  
20 Palo Alto, CA 94304-1050

21 By: /s/ Elizabeth C. Peterson  
Elizabeth C. Peterson

22 Attorneys for Defendants and Nominal  
23 Defendant Google Inc.

1 Dated: October 18, 2011

Respectfully submitted,

2 ROBBINS GELLER RUDMAN  
& DOWD LLP  
3 DARREN J. ROBBINS  
4 TRAVIS E. DOWNS III  
5 BENNY C. GOODMAN III  
6 ERIK W. LUEDEKE

7 By: /s/ Travis E. Downs III  
Travis E. Downs III

8 655 West Broadway, Suite 1900  
9 San Diego, CA 92101-3301  
10 Telephone: 619/231-1058  
619/231-7423 (fax)

11 ROBBINS GELLER RUDMAN  
& DOWD LLP  
12 SHAWN A. WILLIAMS  
Post Montgomery Center  
13 One Montgomery Street, Suite 1800  
San Francisco, CA 94104  
14 Telephone: 415/288-4545  
415/288-4534 (fax)

15 POMERANTZ HAUDEK GROSSMAN  
& GROSS LLP  
16 MARC I. GROSS  
JEREMY A. LIEBERMAN  
17 JASON S. COWART  
FEI-LU QIAN  
18 100 Park Avenue  
New York, NY 10017-5516  
19 Telephone: 212/661-1100  
20 212/661-8665 (fax)

21 POMERANTZ HAUDEK GROSSMAN  
& GROSS LLP  
22 PATRICK V. DAHLSTROM  
Ten South La Salle Street, Suite 3505  
23 Chicago, IL 60603  
Telephone: 312/377-1181  
24 312/377-1184 (fax)

25 Lead Attorneys for Plaintiffs

26 *I, Elizabeth C. Peterson, am the ECF user whose ID and password are being used to file this*  
27 *STIPULATION AND [PROPOSED] ORDER REGARDING ADR CERTIFICATION AND*  
*SELECTION PROCESS. In compliance with General Order 45, X.B., I hereby attest that Travis*  
28 *E. Downs III has concurred in this filing.*

**ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: 10/25/11

THE HONORABLE PHYLLIS J. HAMILTON  
UNITED STATES DISTRICT JUDGE

